



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors: Toshiyuki UEHARA, et al.

Art Unit: 2858

Application No.: 09/913,503

Filed: August 15, 2001

For: BASE STATION APPARATUS AND TRANSMISSION POWER CONTROL METHOD

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. EP '417 was cited in a Chinese Office Action dated November 15, 2002 (copy attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

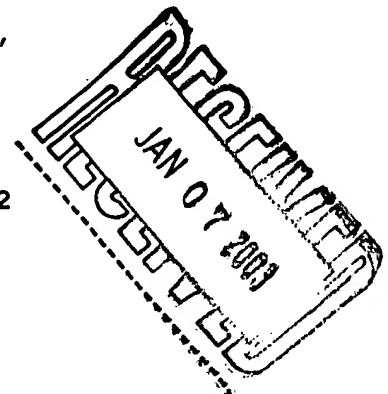
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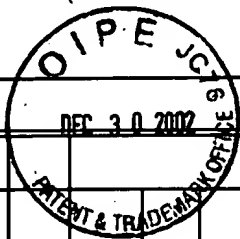
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DATE
August 15, 2001

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Chinese Office Action dated November 15, 2002

DATE CONSIDERED

(Form PTO-1449 [6-4])